



**STATE OF HAWAII**

**WIRELESS ENHANCED 911 BOARD  
Joint Technical & Finance Committee Meeting**

February 10, 2010

Department of Accounting and General Services  
Comptroller's Conference Room 410  
Kalanimoku Building  
1151 Punchbowl Street  
Honolulu, Hawaii 96813

**Minutes**

**Technical Committee Members in attendance:** Captain Victor Ramos – Chair, Deputy Chief Clayton Tom, Russell Lundberg, Goldie Cross, James LaClair, Eric Knutzen, Tony Ramirez, Major Marie McCauley, Aimee Wana, Captain Scott Yagihara, Battalion Chief Kenison Tejada

**Finance Committee Members in attendance:** Russell Lundberg – Chair, Deputy Chief Paul Ferreira, Eric Knutzen

**Staff in attendance:** Glenn Roach – Executive Director, Courtney Tagupa

**Guest in attendance:** Kevin Kuwahara, Bernice Bishop-Kanoa, Clement Chan, Morris Tamanaha, Thalia Burns, Dave Peck, Jayne Nantkes

**I. Call to order**

Meeting was called to order at 10:00 A.M.

**II. Introductions**

**III. Review and Approval of Minutes from February 10, 2010 Joint Technical & Finance Committee Meeting.**

**Motion was made by Deputy Chief Paul Ferreira to approve the minutes of the February 10, 2010 Joint Technical/Finance Committee Meeting as amended.**

**The motion was seconded by Tony Ramirez**

**No further discussion**

**The motion was passed unanimously**



#### IV. Monthly Financial Report

##### a. Disbursements from the Wireless Enhanced 911 Fund

Courtney Tagupa presented the current financial report.

Mr. Tagupa presented the impact to the cash flow if the Legislature raids the fund of \$5 mil as currently proposed. He stated it is still anticipated that we would be cash flow positive at the end of the fiscal year, but it would have a negative impact on next year's expenditures if the appropriations ceiling were raised. Mr. Lundberg questioned if there were any Bills pending in the legislature that would raise the appropriations ceiling. He stated that if there were not, then it wouldn't really make any difference the amount of funds that were in the account; we had been appropriated \$9 mil. Mr. Knutzen stated if there were plans in place for next year and the balance was zero, then there would be a negative impact on the funds liquidity. He stated we needed to work on the budget for next year which reflected expenditure of about \$15M. Discussion then occurred around the impact of the appropriations ceiling and if the funds were not available in the 911 account. Deputy Chief Ferreira stated that the position of the Committees, PSAPS and the Board should be not to take anything from the 911 fund for other purposes. Mr. Ramirez stated that it is very important for the members of the Board present at this meeting to take this message to the Legislatures. Another statement was made that the PSAPs need to also deliver that message. Deputy Chief Ferreira stated the message should also be delivered by the wireless carriers in consideration of the fact they are the ones charging their customers and that the fee was not being used for what it was intended. Discussion then moved to the liability of any contracts that could not be paid by reimbursement from the funds would then fall back on the counties. The discussion continued that the funds in the account are fully committed but we basically have a floating balance that does not properly reflect the spending plan.

Mr. Tagupa presented a new report that reflected both the actual and what was committed. Is there a way to reflect on this sheet another line item summarizing all that has been encumbered and showing us having a shortage?

**Mr. Knutzen made a motion that the monthly financial report reflects an additional line item for encumbrances, plus a 36 month forecast of expenditures.**

**Mr. Ramirez seconded the motion**

**No further discussion**

**The motion passed unanimously**

Discussion then moved to the invoice submittal and reimbursement process.

#### V. Items for Discussion, Consideration and Action

##### a. Finance Committee

- i. Monthly Financial Report
- ii. Authorization to send the Executive Director, Board Members and PSAP Representatives to 9-1-1 Goes to Washington in Arlington, VA – March 14 - 17, 2010

The Executive Director presented the estimates of \$2800 per person and recommended to send the Executive Director and 2 persons per primary PSAP to the 9-1-1 Goes to Washington. He stated that nomination had come from Kauai and Maui to 911 Institute for recognition. Discussion then moved to the impact on the budget and spending plan.



**Deputy Chief Paul Ferreira made a motion to send a maximum of 10 persons to 9-1-1 Goes to Washington**

**Mr. Lundberg seconded the motion.**

**No further discussion**

**The motion passed unanimously**

Mr. Tagupa requested that a monetary amount be applied to the approval

**Deputy Chief Ferreira made a motion to place a cap of \$30,000 on the reimbursements for the 9-1-1 Goes to Washington event.**

**Mr. Lundberg seconded the motion**

**No further discussion**

**The motion passed unanimously**

- iii. Authorization to send 5 staff members from the Honolulu Police, Fire and EMS PSAPs and the Executive Director to Maui to review the work effort related to 9-1-1 Addressing, MSAG and GIS

The Executive Director requested that this item be moved to coincide with the discussion and action of item C1

- iv. Update on 2010 DHS Grants

The Executive Director stated that he had done further research on these grants, and as was discussed at the previous Board Meeting these grants were only available to local government through the normal DHS channel and process and 9-1-1 was an eligible expense for consideration in a couple of the categories.

**No further action or discussion**

- v. Board Funding related to Federal/Military PSAPs

Based on the discussion at the previous Committee Meeting, the Executive Director presented the question to the Deputy Attorney General and she concluded the board should not be funding military and federal PSAPs. The reason is the definition of public safety agency within the law. A public safety agency means a functional division of the state or county that provides or has authority to provide or private entity contracted by state or county, says nothing about federal or military.

The question was presented as to what happens to the reimbursements to air force PSAPs? The Executive Director stated that based on this discussion it would be his recommendation to not approve those requests. Discussion then moved to remedy of this issue, and in the Executive Director's opinion, it would require a change in the legislation.



vi. Legislative Update

1. Strategy for responding to legislation which could have an impact on the Board or 9-1-1 service in Hawaii

The Executive Director presented the Legislative Report that was current as of the previous date. He did update the Committee on one change that had taken place that morning related to SB2620.

The discussion then moved to the topic of the strategy the Board takes to respond to legislation that could have an impact on 911 and/or the Board. Mr. Ramirez stated that the strategy should apply uniformly across all Bills that require a raid of the fund. He stated that everyone, the PSAPs, wireless carriers, Hawaiian Tel, is affected by the raiding of the funds. He stated that CTIA has already said the continued raiding of these funds is equal to fraud. Because all the wireless carriers are held to the fair consumer billing practices, and they're billing people for 911 purposes yet the state is taking it out. There is a good chance that the CTIA will make a motion to quit collecting money at the billing level for 911 purposes if the state keeps raiding the fund. If that 66 cents is not collected by the wireless providers and sent to the board, what about the PSAPs having to pay their wireless surcharge trunking charges, the tariff rate, that means it would be passed to the county? The statement was made that it is fairly clear the CTIA is using the threat of removal of that funding to get the attention of the raiders, but it is unlikely it will ever get that far. It will have to happen at the federal level? The statement was made that the Legislatures are in violation of Federal law. It was stated in front of the legislative session that met, there was testimony that pointed back at public law 110-283 and the enhanced law of 2004, both stating you can't do this because you are violating federal law, and yet they still passed it. Discussion then moved to what strategy is the most affective, but that education is important around the legality of what they are doing and that the 911 funds are encumbered and target for specific projects. Mr. Knutzen recommended that if it was not out of the scope of the Executive Director, that he could coordinate visits with the Finance Committees. Mr. Knutzen recommended 2 documents one addressing the legality of raiding the fund and the other showing the encumbrances, that the Committee/Board Members could be fluent in.

**Mr. Knutzen made a motion that the Executive Director drafts two documents that address 1) the legality of the Legislature raiding the 9-1-1 fund and 2) explains the encumbrances of the current spending plan.**

**Deputy Chief Ferreira seconded the motion**

**During discussion it was recommended the Executive Director send out the 2 documents to the Committee Members for comments by the following Friday. The discussion moved to the content of the other Bills that related to the make-up of the Board. Mr. Ramirez stated that a close look should be taken at the Bills, specifically HB1014 for what was best for the PSAPs and not for the vendors or any communications service provider. Mr. LaClair stated that the draft changes presented to the Board took care of many of the issues from the current Bill. He also stated that SB2769 muddled the waters, and therefore they had not moved forward on the strategy approved by the Board. He also stated that Hawaiian Telcom and the Wireless Carriers were evaluating the Bill (SB2769) and that many of the issues that we all had discussed were back in the Senate Bill. He stated, even though they have not completed the evaluation, they are thinking it is not particularly a good Bill. He also stated with due respect it was not true if what is good for the PSAPs**



hurts the "partners" of the PSAPs. Mr. LaClair stated that in regards to priorities his company's opinion, and the opinion of his company's regulatory groups is that we should stop the raiding of the funds. He stated that number 2 is that we have to unite on whatever Bill we want to support and rally around 1 and go with it. He stated that there are some very good portions of the Senate Bill, with specific to the emerging technologies, but there are a lot of things in the body that just resurfaces the same issues from last year. He stated that we are left with a Bill that we all agreed to and another Bill that needs a lot of work and considering where we are at this point in time, it is a discussion point for the Board on what we want to do. Battalion Chief Tejada stated the over arching point for the Oahu PSAPs is to keep the Board together, but change it so that it is not just wireless. He stated that they knew where the PSAPs stood on (HB)1014 and also understood that (SB)2769, brought up some of the old issues. He stated they asked Hawaiian Tel and the Wireless Carriers take a look at it and see what were "deal breakers" and if there was any way to go with both Bills. Mr. Ramirez stated that he did not mean to insult the partners of the PSAPs and agreed that everyone needed to rally around one Bill and that needed to be relayed to the Senate sponsor. He stated that it was his belief that HB1014 still focused on wireless 9-1-1 and really did expand to address new and emerging technologies. Ms. Cross stated that the way the language was reintroduced in (SB)2769, AT&T would oppose it. It was stated that if that was the case, then recommend an amendment. Ms. Cross stated that we worked very hard on (HB)1014 with the PSAPS, wireless carriers and wireline carriers on something that was agreeable, and that in her opinion, we needed to go forward with (HB)1014, because the wireless carriers were not going to support (SB)2769. Mr. LaClair stated that as a committee we worked almost 2 months to work on this language (HB1014), because ambiguities, generalities, loopholes had to be closed and we were very careful of that. He stated that Akimeka was on the Committee and had every opportunity to comment. He stated it was not that the Senate Bill (2769) could not be worked, but he didn't know if it could be worked in the timeframe we have. He stated we went through it line-by-line to make sure definitions and wording were all correct. Deputy Chief Ferreira stated that both Bills are now in the same Senate Committees and that we could state that we agree with the intent of (SB)2769, but that we want to take and replace the language with what is in HB1014-3. Mr. Ramirez agreed that somewhere between the merging of the 2 Bills is what the PSAPs need and that it can be worked out now.

The motion passed unanimously.

Deputy Chief Ferreira made a motion to support the intent of SB2769 and replace it with the language from HB1014.

Ms. Cross seconded the motion.

During the discussion, Deputy Chief Ferreira clarified that the HB1014 language he was referring to was what was approved by the Board, not the current version. The discussion then moved to what if anything in SB2769 should be included in the new draft.

The Executive Director asked for direction on what was the strategy for SB2769 in case it came up for hearing. Discussion was, if it did come up, that the PSAPs oppose it and state they agree with the intent but, they would like the language of HB1014 inserted.



**Mr. Knutzen recommended that an amendment be made to the motion, for the Executive Director to draft template testimony to be used by the PSAPs to reflect the intent of the original motion.**

**Deputy Chief Paul Ferreira accepted the amendment, but added to include in the motion, that everyone collectively oppose SB2769 if it came up for consideration.**

**Ms. Cross seconded the motion.**

**Discussion then moved to the status of the Federal/Military PSAPs in the current versions of the recommended language.**

**The motion passed unanimously.**

**b. Technical Committee**

- i. Update on NextGen Communications (TCS) filing to provide 9-1-1 Services before the Hawaii PUC**

The Executive Director stated that he had reviewed the filing and in his opinion did not see anything that has any affect on the board.

**No further discussion or action**

- ii. Update on 9-1-1 Assessment**

The Executive Director stated that he was drafting a survey for the assessment and should have it available for review at the next meeting.

**No further discussion or action**

- iii. TracFone Certification Request**

The Executive Director presented TracFone's request for certification of it's SafeLink service. He explained that there were 2 options for certification either by individual PSAPs or statewide. He recommended working with PSAPs, Akimeka and Oahu to make sure the PSAPs are in agreement and that TracFone is in compliance to provide a statewide certification.

**Deputy Chief Paul Ferreira made a motion that the Executive Director coordinate with the PSAPs, Akimeka and Oahu to assure TracFone is in compliance and make a recommendation back to the Board on providing a statewide certification.**

**Ms. Cross seconded the motion**

**No further discussion**

**The motion passed unanimously**

**c. Joint Committees**

- i. Oahu/Honolulu request to contract with a firm for Addressing, MSAG and GIS reconciliation project**



The Executive Director explained the Island of Oahu has had some major issues with addressing, multi unit buildings that do not have any addresses or are inappropriately addressed, MSAG and reconciliation against GIS data. Oahu is requesting to contract with a firm to provide addressing, and GIS addressing reconciliation. Discussion occurred in relationship to the services that would be provided and coordination amongst other Honolulu Departments. Deputy Chief Ferreira presented the question as to what happened to the positions that were established through the fund specifically for this purpose. The Executive Director stated that the Board had never received a request for reimbursement. The discussion moved as to if Oahu is going to go back to request reimbursement and the language in the Bill that prevented them from hiring staff and if this work could be handled internally.

**Major McCauley made a motion to approve the Oahu/Honolulu request to contract with a firm for Addressing, MSAG and GIS reconciliation project and move it to the Finance Committee for action.**

**Mr. Lundberg seconded the motion**

**Discussion once again moved to if they could go back and request reimbursement for a previous year. Mr. Ramirez stated that Maui had been approved to be reimbursed for a recording system in a previous year, but made the decision not make the request based on the fact it was not included in the current year's spending plan. The question was presented if a PSAP could make such a request. Deputy Chief Ferreira reminded the Board of the policy that was established based on a request from a specific wireless carrier and that a time limitation was placed on them by the Board.**

**Mr. Knutzen made a motion to approve the Oahu/Honolulu request to contract with a firm for Addressing, MSAG and GIS reconciliation project with the stipulation that the funding has been identified as available by the Executive Director and staff**

**Mr. Lundberg seconded the motion**

**No further discussion**

**The motion passed unanimously.**

Authorization to send 5 staff members from the Honolulu Police, Fire and EMS PSAPs and the Executive Director to Maui to review the work effort related to 9-1-1 Addressing, MSAG and GIS

**Mr. Knutzen made a motion to approve a \$1500 cap for 5 staff members from the Honolulu Police, Fire and EMS PSAPs and the Executive Director for travel to Maui to review the work effort related to 9-1-1 Addressing, MSAG and GIS**

**Deputy Chief Paul Ferreira seconded the motion**

**No further discussion**

**The motion passed unanimously**



## ii. Pictometry Update

Mr. Peck from Pictometry presented an update on the projects for the various counties. He stated in Kauai they have finished first capture, should be delivering full data set in 30 days with ongoing training within next couple months to PSAP. The Big Island is still working through the contract. Honolulu is 75% complete of flight capture, some training in the last year. Maui is 30% complete, Mr. Peck stated the reason it is taking longer is due to the weather. He explained, depending on the flight line, clouds obstructing the view. Mr. Peck then went on to explain the difference between 12 inch and 4 inch imagery and the fact that the planes have to fly lower? They can deliver 12 inch but at a higher altitude. Oahu is the only island that has 12 inch resolution

## VI. Announcements.

Mr. Ramirez stated that Positron is providing an update to allow all of the neighboring islands to use a geographic database versus a shape file. There is no charge for this upgrade

The Executive Director announced that the Governor did not authorize extension of the Intrado contract and therefore it terminated as of February 3, 2010.

## VII. Next meeting date and location – Wednesday, March 10, 2010

## VIII. Adjournment.

The meeting adjourned at 12:16 P.M.



**Wireless Enhanced 911 Board  
Joint Technical/Finance Committee**

**February 10, 2010**

**10:00 a.m.**

**Department of Accounting and General Services  
Comptroller's Conference Room  
1151 Punchbowl Street, Honolulu, HI 96813**

Name	Agency	Phone
1. Courtney Taggart	AKIMEKA TECH	
2. Tony Ramirez	AKIMEKA LLC	
3. Scott Yagihara	Kauai PD	
4. Victor Ramos	MPO	
5. CLAYTON TOM	MPO	
6. Morris Tamohaka	CNRH RDC	
7. Paul FERREIRA	HAWAII PD	
8. Amee Wana	Hawaii PD	
9. RUSSELL LUNDBERG	MOBI PCS	
10. Goldie Cross	ATT	
11. JAMES LACLAIR	HAWTEZ	
12. Eric Knutzen	Kauai	
13. Marie McCulloch	HPD	
14. Kenison Tejada	HFD	
15. Thuluford	HPD	
16. Dave Peck	Pictometry	
17. BERNICE Bishop-Kaoga	DOD NAVY	
18. JAYNE Nantkes	AKIMEKA	
19. KEVIN KUWAHARA	HAWAIIAN TELCOM	
20.		